



## OFFICIAL COMMUNICATION

5775 Morehouse Drive  
San Diego, CA 92121  
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***Facsimile Transmittal***

**DATE:** September 16, 2005

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**TO:** Mail Stop Amendment  
Commissioner for Patents

**ATTN:** Examiner: Alpus Hsu  
Art Unit: 2665

**FAX NUMBER:** (571) 273 8300

**FROM:** W. Chris Kim, Attorney for Applicant  
Registration No. 40,457

Total Number of Pages Sent: 10 (including this transmittal cover sheet)

**FILING BY FACSIMILE:**

ATTORNEY DOCKET NO.: 010359

**ENCLOSED ARE:**

- Amendment (8 pages)
- Transmittal

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APPLICANT: Yu-Chenn Jou

ASSIGNEE: QUALCOMM Incorporated

SERIAL NO.: 09/965,205

FILED: September 25, 2001

FOR: Method and Apparatus for Communications of Data Rate Control Information in a CDMA Communication System

Please contact Tram Q. Le at (858) 651 - 4463 if all pages do not transmit.

**Special Instructions:** THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL TO WHOM IT IS ADDRESSED AND CONTAINS INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately. Thank you!

PTO/SB/21

U.S. Department of Commerce  
Patent and Trademark Office  
**PATENT**

**AMENDMENT TRANSMITTAL FORM**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Customer No.: 23696  
Attorney Docket No.: 010359  
In Re Application of: Yu-Cheun Jou  
Serial Number: 09/965,205  
Filed: September 25, 2001  
Examiner: Alpus Hsu  
Group Art Unit: 2665

Dear Sir:

Transmitted herewith for filing is a Response to Office Action in the above identified application.

CLAIMS	(a) Number Remaining After Amendment	(b) Highest Number Previously Paid For	(c) Extra Claims	Large Entry Fee	Fee Paid
Total*	9	21	0	x \$50 =	\$00.00
Independent**	4	8	0	x \$200 =	\$00.00
Multiple Dependent Claim(s): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				\$360	\$00.00
EXTENSION FEES			<input checked="" type="checkbox"/> One Month	\$120	\$120.00
			<input type="checkbox"/> Two Months	\$450	\$00.00
			<input type="checkbox"/> Three Months	\$1020	\$00.00
TERMINAL DISCLAIMER				\$130	\$00.00
				TOTAL FEE	\$120.00

\*If the number in column a is less than 20, enter 0 in column c.

\*\*If the number in column a is less than 3, enter 0 in column c.

4.  Fee check in the amount of \$\_\_\_\_\_ is enclosed to pay for any claim and/or extension fees.
5.  Please charge Deposit Account No. 17-0026 of QUALCOMM Incorporated the amount of \$120.00.  
The Commissioner is hereby authorized to charge payment of any additional fees that may be required, or credit any overpayment to said Deposit Account No. 17-0026. A duplicate of this sheet is enclosed for fee processing.
6.  The Commissioner is further hereby authorized to charge to said Deposit Account No. 17-0026, pursuant to 37 CFR 1.25(b), any fee whatsoever which may become properly due or payable, as set forth in 37 CFR 1.16 to 37 CFR 1.18 inclusive, for the entire pendency of this application without specific additional authorization.

Date: September 16, 2005Signature: W. Chris Kim

W. Chris Kim, Reg. No. 40,457  
(858) 651-6295

QUALCOMM Incorporated  
Attn: Patent Department  
5775 Morehouse Drive  
San Diego, California 92121-1714  
Telephone: (858) 658-5787  
Facsimile: (858) 658-2502

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this correspondence is, on the date shown below, being:

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(type or print name)Date: September 16, 2005**FACSIMILE**

- transmitted by facsimile to the Patent and Trademark Office.

Depositor's Name: Tram O. Le  
(type or print name)Signature: S. mgual

(TRANSAMD.VER1.13-04/30/04)

PAGE 2/10 \* RCVD AT 9/16/2005 2:36:13 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/31 \* DNI:2738300 \* CSID:+8586515400 \* DURATION (mm:ss):02-02

09/19/2005 EAREGAY1 00000032 170026 09965205

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SEP 16 2005

In Re Application	)	
No: 09/965,205	)	For: Method and Apparatus for
	)	Communications of Data Rate
	)	Control Information in a CDMA
Yui-Cheun Jou	)	Communication System
	)	
Examiner: Alpus Hsu	)	
	)	
Filed: September 25, 2001	)	Group No. 2665

RESPONSE TO OFFICE ACTION

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Office Action dated May 16, 2005, please amend the above-identified application as indicated below. Applicant hereby petitions a one (1) month Extension of Time.

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))**

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